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VS.

TRANSCRIPT OF PROCEEDINGS
BEFORE THE HONORABLE JOHN R. ADAMS
UNITED STATES DISTRICT JUDGE

SENTENCING

APPEARANCES:

For the Defendant: Leif B. Christman
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 Cleveland, Ohio 44113
 (216) 241-5019

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Court Reporter:

Lori Ann Callahan, RMR-CRR
United States District Courthouse
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P R O C E E D I N G S

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THE COURT: For the record, the court has before it today Case Number 1:19cr260. The case is United States of America versus Eric D. Burrows.

We're here today for sentencing.

Counsel for the government, are you ready to proceed?

MR. DECKERT: Yes, Your Honor. Good morning. Brian Deckert on behalf of the United States. Seated with me at counsel's table is Michael Deterling of the Department of Homeland Security Investigations.

THE COURT: Thank you. Counsel for the defendant?

MR. CHRISTMAN: Good morning. May it please the court.

Leif Christman on behalf of Eric Burrows. We are prepared to go forward this morning. Thank you.

THE COURT: Thank you. Mr. Burrows, did you go over the presentence report that was prepared to assist me in deciding your sentence?

THE DEFENDANT: Yes, I did, Your Honor.

THE COURT: Counsel, have you reviewed the report with your client?

MR. CHRISTMAN: Yes, I have, Your Honor, multiple times.

1 THE COURT: The report indicates there's no
2 unresolved objections by the government, none by the
3 defendant.

4 Counsel for the government, any additional
5 objections you would like to raise at this time?

6 MR. DECKERT: No, Your Honor.

7 THE COURT: Counsel for the defendant?

8 MR. CHRISTMAN: No, Your Honor.

9 THE COURT: The court, of course, is required to
10 properly calculate the advisory guidelines in this matter.
11 There's a guideline calculation set forth in the report.
12 The calculation begins at page 7. At the bottom, there's a
13 base offense level at paragraph 21 for this offense of 22.

14 There's specific offense characteristics or
15 enhancements or reductions, as the case may be, in paragraph
16 22.

17 There's a downward adjustment of two levels here
18 because it appears that the defendant, at least there's no
19 indication, trafficked or distributed images of child
20 pornography or videos.

21 There's a two-level enhancement because the
22 material involved a prepubescent minor who has not attained
23 the age of 12.

24 Paragraph 23, a four-level enhancement for
25 sadistic or masochistic conduct. And the details are set

1 forth there. I won't spread them out on the record.

2 Paragraph 25, a two-level enhancement for the use
3 of a computer, and a five-level enhancement because the
4 offense level involved more than 600 images. Here the
5 defendant possessed over 9,500 images and 52 videos, a
6 five-level enhancement is called for and, therefore, we have
7 a total offense level of 33.

8 It appears there was a -- somewhat untimely, but
9 there was filed at some point an acceptance of
10 responsibility statement.

11 Does the government seek acceptance at this time?

12 MR. DECKERT: Your Honor, we would make that
13 motion.

14 THE COURT: We will note that. There will be a
15 downward adjustment of three levels for acceptance.

16 The total offense level, therefore, becomes a 30.

17 The defendant has a criminal history, which is
18 spelled out at paragraphs 36 through 38. It appears they
19 are two driving under the influence cases and a domestic
20 violence. He has one point. So his criminal history
21 category is, therefore, a I.

22 Under the advisory guideline, 135 to 168 months is
23 the advisory guideline range.

24 Counsel for the government, do you have any
25 objection to the court's custody guideline calculation?

1 MR. DECKERT: No objection, Your Honor.

2 THE COURT: Counsel for the defendant?

3 MR. CHRISTMAN: No objection, Your Honor.

4 THE COURT: I would also note that the additional
5 guidelines that apply; supervised release of five years to
6 life; ineligible, of course, for probation. There is a fine
7 that is not recommended here. Special assessment of \$300,
8 and the JVTa assessment of \$15,000 is also recommended here
9 at this time.

10 Any other additional objection to the court's
11 advisory guideline calculation, counsel for the government?

12 MR. DECKERT: No objection, Your Honor.

13 THE COURT: Counsel for the defendant?

14 MR. CHRISTMAN: No, Your Honor.

15 THE COURT: Having said that, the court would note
16 I've read Mr. Christman's sentencing memoranda. I am
17 familiar with all the arguments set forth therein. I also
18 have a sentencing memoranda submitted by the government, as
19 well, that I've reviewed and considered.

20 Having said that, counsel for the defendant, what,
21 if any, argument do you wish to make?

22 MR. CHRISTMAN: Thank you very much, Your Honor.
23 May it please the court.

24 I know the court has read the sentencing
25 memorandum I filed on Mr. Burrows' behalf. It is extensive.

1 It does outline all of the arguments that I would make on
2 his behalf.

3 I would say, in addition, Your Honor, that
4 Mr. Burrows certainly has been open, honest and forthright
5 with counsel. He has accepted full responsibility for his
6 actions. He certainly showed genuine remorse in the seven
7 months I had an opportunity to represent him in the case.

8 I would note that he has been on pretrial release
9 for seven months. He's abided by all terms and conditions
10 of pretrial services placed upon him. He has participated
11 in counseling at Psych and Psych in Elyria. I believe that
12 he has gained some insight as to the mindset that allowed
13 him to fall into the activities that bring him before the
14 court.

15 Mr. Burrows is a father of three children. He's a
16 hard working individual. He's worked his entire life. He
17 has an auto body shop in Elyria. His youngest son has
18 followed him into that business, and he's known in the
19 community as a person that will lend a hand to anybody that
20 needs help.

21 I've heard stories from not only my client, but
22 his son and some others that, you know, he's not a bottom
23 line guy when it comes to making money. If somebody needs
24 money, he's there to help them. His brother certainly had
25 those same sentiments. This isn't a person that sets out to

1 hurt people, to harm people. His nature is to help people,
2 which is obviously a conflict in his viewing the pornography
3 that he did view.

4 He does understand that that does harm people,
5 that viewing that -- the images facilitate the need for that
6 industry to produce more and that he is part of the problem
7 by participating in the viewing.

8 I do think that it's important to know that he
9 didn't distribute, which is accounted for in the guidelines
10 by a two-level reduction. In many of the enhancements that
11 do come into this type of case, as the court is aware,
12 pretty much fall in the heartland of the typical case, you
13 know, an enhancement for use of the computer. The
14 guidelines were promulgated prior to the proliferation of
15 the Internet and the very vast majority, 90-some percent of
16 this type of case is somebody who has viewed this material
17 on the Internet.

18 So we would ask the court to consider downward
19 departures for the arguments outlined in the sentencing
20 memorandum with respect to enhancements that really
21 encompass this type of behavior in a typical type of
22 offender.

23 I would suggest to the court that this is the type
24 of person, with a shorter prison sentence and possibly
25 extensive supervised release, would not be a danger to

1 reoffend, would not be a danger to the community, would be
2 able to go back and try to pick up the pieces of the life
3 that he's going to leave behind for a substantial period of
4 time, even with a lower sentenced individual who has not
5 been separated from his family before, who has not
6 previously been incarcerated.

7 There's -- I would suggest to the court a chance,
8 with extended incarceration, to not come out as a better
9 person with the type of people that you're going to be with.
10 Now, he knows he deserves a punishment for what he did. He
11 does accept responsibility for that, but we would ask the
12 court to consider all those things in mitigation, and he is
13 prepared to accept the judgment of the court.

14 Thank you.

15 THE COURT: Thank you, Counsel.

16 Mr. Burrows, what, if any, statements do you wish
17 to make on your own behalf?

18 THE DEFENDANT: Thank you, Your Honor.

19 THE COURT: You can remain seated if you would
20 like. You are free to stand up. Either way. Whatever is
21 more comfortable.

22 THE DEFENDANT: Yes. I agree with what
23 Mr. Christman has said. I truly am sorry. I can't imagine
24 how I found myself in this situation. I have no excuses for
25 what I did. I've always tried to lead a good life, moral

1 life, and I fell short again. I have no excuse to make on
2 that count.

3 I will never, ever consider going down that road
4 again. I just want to try to move forward. I've had some
5 counseling over the last several months. I have got -- shed
6 a lot of light on the industry that I was proliferating, and
7 I feel truly horrible about the things that are being done
8 to children, and I didn't make the connection at the time
9 that I now realize is going on.

10 THE COURT: What do you mean you didn't make the
11 connection?

12 THE DEFENDANT: Well, I didn't really think that
13 since what I was viewing was potentially -- like things that
14 had been on the Internet. It wasn't really any abuse -- I
15 should say, I didn't feel like the children were
16 being abused, but in hindsight, I see how they were being
17 manipulated.

18 THE COURT: You didn't see how they were being
19 abused?

20 THE DEFENDANT: Excuse me, Your Honor. By viewing
21 what I was viewing, I didn't realize I was feeding another
22 part of that industry that is truly -- and it's all
23 horrible, but I didn't really make that connection.

24 THE COURT: You sought this out. I mean, this is
25 not something you came upon by accident. You actually

1 sought it out.

2 THE DEFENDANT: Yeah. I think that, at the time,
3 I was viewing quite a lot of pornography of all genres and
4 it was just -- I cast a wide net, and I got caught up in the
5 girls that were underaged as modeling and, again, being
6 naive to the world -- the way that thing, I didn't really
7 realize the darker aspects, but it's all kind of intertwined
8 in that regard, sir.

9 THE COURT: All right. Thank you.

10 Counsel for the government, do you have any
11 argument you would like to make?

12 MR. DECKERT: Yes, Your Honor. Thank you.

13 Your Honor, this court must fashion a sentence for
14 Mr. Burrows in accordance with Title 18 of the United States
15 Code, Section 3553(a). And, of course, this court must
16 start with the guidelines. It's a benchmark, which strives
17 to provide this court guidance. It is not bound by its
18 findings, but it is illustrative of an appropriate sentence.

19 And the argument that is often put forth and put
20 forth today that somehow the enhancements and guidelines as
21 applicable to Mr. Burrows catch all or the majority of
22 defendants charged with these offenses, and I would say that
23 actually the guidelines pretty accurately depict what
24 Mr. Burrows did in this case.

25 He received a two-level reduction for not

1 distributing. It's true that we found no evidence of
2 hands-on violations. There's a specific offense
3 characteristic of plus five enhancement if he did.

4 So the guidelines provide for the worst of the
5 worst and trying to capture what exactly the offense and the
6 nature and circumstances of the offense. In this case, the
7 sheer amount of material that was discovered on a variety of
8 devices possessed by Mr. Burrows is also truly staggering.

9 There were 9,595 -- I'm sorry, 5,678 unique
10 images, 52 videos.

11 Additionally, Your Honor, as I set forth in my
12 sentencing memorandum, there's 167,713 additional images of
13 child exploitive, but not child abuse material, and
14 essentially what that means is there was child erotica and
15 child age difficult images. So it was not classic child
16 abuse material. That was clear that these were children
17 under the age of 12. And the child erotica, again, is what
18 Mr. Burrows is describing the, you know, the modeling of
19 children.

20 With regards to the four-level enhancement for
21 sadistic and masochistic infant toddler, again, I take
22 exception to Mr. Burrows' statement that he didn't know that
23 there was abuse going on with that kind of material, where
24 you have 1,536 images involving infant toddlers, 1,254
25 images involving sadistic or masochistic or violence.

1 I believe that anyone would know that that
2 involves abuse. So I would take exception to that
3 statement.

4 So I think laying all that out, the nature and the
5 circumstances, these guidelines actually do take into
6 account his behavior. It does provide a downward departure
7 for certain -- the lack of certain conduct. I think
8 Congress and the guidelines have set this forth. After much
9 consideration and deliberation, they've received reports
10 from experts, tried to consider all the ramifications of
11 these laws.

12 I think this sentence is appropriate as calculated
13 by the presentence report. That is why the government is
14 asking for a sentence within the guidelines of 97 to 121
15 months.

16 THE COURT: Thank you. 97 to 121 months?

17 MR. DECKERT: I believe that's offense level 30,
18 Criminal History Category I.

19 THE COURT: All right. You are correct. I was
20 looking at 33. I was looking at offense level 33 earlier,
21 135 to 168. With the deduction, it is 97 to 121 months.

22 All right. Thank you.

23 MR. CHRISTMAN: Your Honor, before the court
24 imposes sentence, may I attempt to clarify one thing on
25 behalf of my client?

1 THE COURT: Sure.

2 MR. CHRISTMAN: I don't believe that what he was
3 saying is that -- that what he was viewing was not abusive
4 to children. He clearly knows that. I believe that what he
5 was saying, and based on the counseling and learning about
6 child pornography and what creates demand for additional
7 images by those who produce it is that his viewership feeds
8 that industry to create new images. And that is what I
9 believe that he was attempting to articulate to the court.
10 I know what the government said that he didn't know that it
11 was abuse. I don't believe that that's what he intended to
12 convey.

13 I know it was inarticulate, but in the seven
14 months of representing Mr. Burrows and getting to know him
15 and discussing this type of activity, he certainly knew and
16 understands that that is abuse of children. Anybody who saw
17 it would certainly understand that. So just by way of
18 clarification, I don't believe that that's what he was
19 saying.

20 Thank you, Your Honor.

21 THE COURT: All right. Thank you.

22 Would you approach real quick?

23 (Pause.)

24 THE COURT: For the record, the court would note
25 I've carefully considered the matter. I have reviewed the

1 arguments of counsel, both sides, as set forth in the
2 sentencing memoranda. I will comment upon it briefly as I
3 go through and make my findings.

4 In terms of -- we begin with the nature and the
5 circumstances of the offense. Mr. Burrows made
6 approximately eight purchases from Website M between
7 February 3, 2018 and April 16, 2018. Website M is a
8 feed-based website that sells files and containing images
9 and/or videos of child pornography. And it was further
10 revealed that Mr. Burrows received 11 additional E-mails
11 from Website M from August 15, 2017 to August 27, 2018
12 confirming orders for child pornography were placed.

13 On April 16, 2019, a search warrant was executed
14 at Mr. Burrows' business, Profix Collision, in Elyria, Ohio,
15 along with his residence in Elyria.

16 As a result of the search warrants, Mr. Burrows
17 was found in possession of 9,595 images and 52 videos of
18 child pornography. The longest video file depicting child
19 pornography was approximately 48 minutes in length. The
20 shortest video was 47 seconds in length. The total length
21 of the video files depicting child pornography was six hours
22 and 14 minutes. Two of the videos and 163 images depict
23 infant/toddler aged children. And 75 of the images depict
24 children involving in S&M violence.

25 And the examples of the child pornography are set

1 forth in the presentence report at page 6, paragraphs A, B,
2 C, D and E.

3 In terms of the history and the characteristics of
4 the defendant, he's 58 years old. He has three prior
5 convictions. None of them are felony convictions. Two are
6 alcohol related, and those are somewhat dated, or at least
7 the first occurred in 1998. The second was in 2013, and the
8 domestic violence issue was in 2001.

9 Mr. Burrows indicated he had a positive childhood.
10 He was always provided with necessities. He was raised in a
11 close-knit family. He was married in 1994 and separated in
12 October of 2018. As of the writing of the PSI, the divorce
13 is still pending. There are three adult children. Mr. and
14 Mrs. Burrows were parents of three adult children I should
15 say.

16 In terms of health-related issues, the defendant
17 had a hip replacement in April of 2019. He had a cardiac
18 ablation some years ago, and he currently is not taking any
19 medication. He was diagnosed with attention deficit
20 disorder in 2018. Apparently he's been attending counseling
21 for sex offender treatment here recently.

22 He graduated from high school.

23 He has had some experimentation with drugs in the
24 past, and he's had some use of marijuana here somewhat
25 recently as of April, 2019 according to the report.

1 In terms of the need for the sentence imposed --
2 let me turn to sentencing disparities. There are sentencing
3 disparities which do occur in these cases due to different
4 judges' views of the serious nature of this conduct around
5 the country, some who I think are seriously misguided, focus
6 too much on the defendants and not on the victims at all,
7 and, candidly, don't, at least in my view, have a full
8 understanding of the harm that this type of offense causes
9 to the public, as well as our children, including children
10 as young as infants as we see in this case.

11 So I deem it to be a serious matter. I deem the
12 guidelines to be appropriate, and I think Congress has
13 spoken. I think the guidelines serve a useful purpose and
14 deterrence. More about that later.

15 According to this PSI, for fiscal year 2018, the
16 sentence involving child pornography with Criminal History
17 Category I is 89 months, which is not far from the low end
18 of the guidelines here.

19 In terms of the need for the sentence imposed, a
20 guideline sentence is appropriate here. I've reviewed the
21 sentencing memorandum by the defendant and by the
22 government. There are many studies. Many of them offer
23 different views about the risks and the dangers of offenders
24 of this nature. Clearly, offenders of this nature pose a
25 risk because they feed the market and the market for child

1 pornography.

2 Here we have a purchase of child pornography, and
3 that obviously means that this is a defendant who sought out
4 this type of activity. There are very many aggravating
5 factors in this case.

6 First, some of the videos of child pornography
7 that Mr. Burrows possessed were lengthy. One video is
8 approximately 48 minutes in length. Second, 163 of the
9 images and two of the videos of child pornography depicted
10 infant, toddler-aged children. Third, 75 of the images of
11 child pornography depicted children involving in S&M
12 violence.

13 Lastly, when by Mr. Burrows was interviewed by the
14 agents on April 16, 2019, initially he denied looking at
15 child pornography. Some of his other statements before he
16 requested counsel are also troubling. The defendant
17 replied, and I refer to paragraph 12, is referenced in the
18 report. The defendant replied he didn't think it was porn.
19 "I just didn't look at it as porn." When the agent asked
20 what he meant by "It," he stated, "Naked images of young
21 women."

22 Without being asked, the defendant stated, "Well,
23 the age of consent in a lot of states is like 15 or 16 years
24 old. Not that I've ever had sex with a child, but anyways,
25 just throwing it out there."

1 The agent asked the defendant how he knew the age
2 of consent and he replied, "It's in popular culture." And
3 then the defendant went on to state that the youngest child
4 he seen in nude images and/or was asked, and he stated, "By
5 mistake, there have been some young ones, maybe nine or
6 ten."

7 He terminated the interview by requesting counsel.
8 Clearly, that's not the case. Clearly, that's not being
9 truthful. Clearly, in my opinion, the defendant doesn't
10 understand, fully understand, that this is serious in nature
11 and this conduct is the kind of conduct that must be
12 obviously deterred.

13 So having said those things, I will impose a
14 guideline sentence.

15 Pursuant to the Sentencing Reform Act of 1984, 18,
16 Code 3553(a), I will impose a sentence of 97 months, it's
17 the low end of the guidelines, to be served on each count
18 concurrently.

19 The defendant will be placed on supervised
20 release. At this point, I believe a lengthy period is
21 necessary based on the reasons I've just stated. Some of
22 his responses are concerning to the court as to whether he
23 fully understands the harm, the serious harm, as well as the
24 extent of his collection. The sheer volume indicates
25 someone who must be supervised and must be certain that they

1 are receiving the appropriate treatment to prevent any
2 recurrence.

3 So I will impose a term of 15 years. It is an
4 upward variance from the guidelines in terms of supervised
5 release. I think that is necessary and needed, again, for
6 the reasons I've already stated.

7 In terms of fine, I will waive the fine, given the
8 fact that the defendant is going to be required to pay the
9 Justice for Victims of Trafficking Act assessment of \$5,000
10 per count. It's \$15,000 in total. He does have the ability
11 to pay that either now and also into the future.

12 A special assessment of \$300 will also be imposed.

13 Mandatory drug testing. I will at least initially
14 impose it based upon his use of marijuana.

15 And I will also order the collection of DNA as
16 directed by the probation officer.

17 And the defendant will participate in a sex
18 offense specific assessment. He's required to register
19 pursuant to the Adam Walsh Act.

20 Sir, you will be required to register under the
21 Sex Offender Registration Notification Act, we call it
22 SORNA. Comply with the act as directed by your probation
23 officer. You must keep your registration current in each
24 jurisdiction in which you reside or are employed or as a
25 student. And you must no later than three days or business

1 days after you change your name, residence, employment or
2 student status appear in at least one jurisdiction to which
3 you are registered and inform that jurisdiction of all
4 changes and reporting information. And failure to report
5 may be a violation of your conditions of supervised release
6 and a new federal offense punishable by up to ten years.

7 You will submit to periodic polygraph testing at
8 the discretion of your probation officer to make certain you
9 are in compliance with the terms of your treatment plan.

10 You will undergo specific treatment, sex offender
11 specific treatment, and participate in following all the
12 rules and -- of that program.

13 You must allow your probation officer to install a
14 computer monitoring software on any computer that you have
15 and that you use, and to insure compliance with the computer
16 monitoring condition, you must allow the probation officer
17 to conduct initial and periodic, unannounced searches of any
18 computers that are subject to this computer monitoring.

19 And the searches will be conducted for the purpose
20 of determining whether you are using the computer for any
21 improper purposes in violation of the terms of your
22 supervised release, and to make certain there's no terms or
23 no attempts to circumvent the monitoring software. And you
24 need to let anyone else who's using your computer know that
25 that search may take place.

1 You cannot associate with minors, verbal, written
2 telephone or electronic communication with any person under
3 the age of 18 except in the presence of a parent or legal
4 guardian or on the condition that you notify the parent and
5 legal guardian of your conviction. This does not encompass
6 persons under the age of 18 such as waiters, cashiers,
7 ticket vendors, et cetera, who you need to deal with to
8 obtain ordinary and usual services. You cannot frequent or
9 loiter within 100 feet of school yards, playgrounds, theme
10 parks, arcades, swimming pools, skating rinks, stores,
11 places where persons under the age of 18 play, congregate or
12 gather, without the prior expressed written approval of your
13 probation officer.

14 And your residence and employment must be approved
15 by your probation officer, as well, and that is in advance,
16 so you must advise the probation officer at least 21 days
17 prior to any intended changes.

18 And lastly, you will submit your house, residence,
19 vehicle, papers, computers as defined under the statute, any
20 other electronic communications, data storage devices, to a
21 search conducted by your probation officer at a reasonable
22 times and in a reasonable manner. If you fail to do that,
23 that might be grounds for revocation of supervision and a
24 possible return to custody.

25 Does the government have any objection to

1 self-surrender at this point?

2 MR. DECKERT: Your Honor, yes. We would ask that
3 he be taken into custody today.

4 THE COURT: Counsel?

5 MR. CHRISTMAN: Your Honor, my client's been fully
6 compliant over the last seven months with conditions of his
7 bond. We would ask that he be able to self-report.

8 THE COURT: I think having imposed sentence, that
9 it's time to begin custody. I think he should -- knowing
10 what I know about the case and the facts and circumstances,
11 he will be remanded to custody.

12 Thank you very much.

13 MR. CHRISTMAN: Your Honor, objection under
14 Bostic.

15 THE COURT: Thank you very much for calling it to
16 my attention.

17 Under U.S. versus Bostic, any objections,
18 corrections, any arguments that not have been previously
19 raised that I can address?

20 Counsel for the government?

21 MR. DECKERT: Not on behalf of the government,
22 Your Honor.

23 THE COURT: For the defendant?

24 MR. CHRISTMAN: Your Honor, we object under Bostic
25 with respect to not granting variance for 3553(a) factors,

1 the arguments outlined in the sentencing memorandum, and the
2 upward departure on the supervised release.

3 THE COURT: So noted. I have reviewed the
4 briefing and the arguments raised by both sides. I don't
5 believe a downward variance is warranted in this case for
6 the reasons I've just stated. I will restate it.

7 The sheer volume and numbers of images the
8 defendant possessed, as well as the videos, the nature of
9 same, including infant children, as well as the comments
10 that he made here in open court, as well as comments that he
11 made to the arresting officers indicate to me someone who
12 may not have a full understanding of the serious nature of
13 his conduct.

14 That also supports a period of supervised release
15 above and beyond the statute, statutory, I should say, above
16 and beyond the guideline range, because that will enable the
17 court to make certain that he's properly supervised and
18 receives necessary treatment in the community, as ordered by
19 the court.

20 And so I believe the additional upward variance as
21 to the supervised release is warranted. Additionally, I
22 believe it's warranted as in some respects the court imposed
23 a low end of the guidelines, in this case, even though there
24 may be an argument for a higher guideline sentence.

25 So for those reasons, I will note your objection

1 and I will overrule them, or at least supplement my
2 findings.

3 Mr. Burrows, if you would like an appeal filed
4 from the court's sentence, that's something you can discuss
5 with Mr. Christman.

6 Any notice of appeal must be filed no later than
7 14 days after I reduce your sentence to writing. We will
8 provide you the necessary papers if you are indeed indigent,
9 don't have sufficient funds for the appointment of an
10 attorney, or sufficient funds to retain an attorney, I
11 should say. Otherwise, we would appoint an attorney upon
12 proper showing that you are without money to pay an
13 attorney.

14 Do you understand that?

15 THE DEFENDANT: Yes.

16 THE COURT: Any notice of appeal has to be filed
17 no later than 14 days after I put up an order setting forth
18 your sentence. Mr. Christman will advise you further.

19 Thank you very much. That will be the court's
20 order.

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C E R T I F I C A T E

I certify that the foregoing is a correct transcript
from the record of proceedings in the above-entitled
matter.

s/Lori A. Callahan
Lori Ann Callahan, RMR-CRR
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